

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

583D0281

SENATE BILL NO. 153

Introduced by: Senators Moore, Flowers, Hutmacher, Olson, and Staggers and Representatives Napoli, Haley, Koehn, and Koetzle

1 FOR AN ACT ENTITLED, An Act to restrict the effect of certain provisions relating to the
2 illegal sale of alcoholic beverages to underage persons.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. No person may be convicted of illegally selling any alcoholic beverage to any
5 underage person pursuant to § 35-9-1 or 35-9-1.1, if the underage person was in possession of,
6 and the seller relied upon, any false age-bearing identification document that was furnished to
7 the underage person by any state or local law enforcement agency or any agent, employee,
8 contractor, or associate of any state or local law enforcement agency for the purpose of
9 attempting to illegally purchase any alcoholic beverage.

10 Section 2. No person may be convicted of illegally selling any alcoholic beverage to any
11 underage person pursuant to § 35-9-1 or 35-9-1.1, if the underage person was less than eighteen
12 years of age and had been employed, solicited, induced, or requested by any state or local law
13 enforcement agency or any agent, employee, contractor, or associate of any state or local law
14 enforcement agency for the purpose of attempting to illegally purchase any alcoholic beverage.